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 Attorneys for defendant  
 CAPTAIN JOHN J. COTA

UNITES STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

M/V COSCO BUSAN, LR/IMO Ship No.  
 9231746, her engines, apparel, electronics,  
 tackle, boats, appurtenances, etc., in rem, THE  
 SHIPOWNERS' INSURANCE & GUARANTY  
 COMPANY LTD., REGAL STONE LIMITED,  
 FLEET MANAGEMENT LTD., and JOHN  
 COTA, in personam,

Defendants.

CASE NO.: CV 07 6045 SC

IN ADMIRALTY

STIPULATION AND REQUEST FOR  
 ORDER EXTENDING CAPTAIN  
 JOHN COTA'S TIME TO RESPOND  
 TO THE COMPLAINT (FIRST  
 EXTENSION)

The parties below-signed through their counsel stipulate and request pursuant to L.R. 6-1(b) and 6-2 that this court order that defendant Capt. John Cota is granted by stipulation a first extension of time to move, answer or otherwise respond to the complaint herein for 60 days to and including April 14, 2008 because he and his current counsel may affiliate or substitute in new counsel and they desire additional time to clarify his defenses and legal status before responding to the complaint. (Capt. Cota has been named in four lawsuits arising from the incident underlying this complaint.)

Capt. Cota, through his undersigned counsel, represents that he will participate in the

1 preparation of a case management statement and attend the Case Management Conference(s).

2 Dated: February 7, 2008

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4 U.S. DEPARTMENT OF JUSTICE  
5 JEFFREY S. BUCHOLTZ  
6 Acting Assistant Attorney General

LAW OFFICES OF GEORGE W. NOWELL

7 By: /s/ R. Michael Underhill  
8 R. MICHAEL UNDERHILL  
9 Attorney in Charge, West Coast Office  
10 Torts Branch, Civil Division  
11 GEOFFREY D. OWEN  
12 Trial Attorney  
13 U.S. Department of Justice

By: George W. Nowell  
GEORGE W. NOWELL  
Attorneys for defendant  
CAPTAIN JOHN J. COTA

14 RONALD J. TENPAS  
15 Acting Assistant Attorney General  
16 Environment and Natural Resources Division  
17 U.S. Department of Justice  
18 BRADLEY R. O'BRIEN  
19 Environmental Enforcement Section  
20 U.S. Department of Justice

MCGUIREWOODS LLP  
By: Richard L. Jarashow  
RICHARD L. JARASHOW  
Attorneys for defendant  
SHIPOWNERS' INSURANCE &  
GUARANTY COMPANY LTD.

21 Attorneys for plaintiff  
22 UNITED STATES OF AMERICA

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24 PURSUANT TO STIPULATION, IT IS SO ORDERED.

25 Dated: February \_\_, 2008

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U.S. DISTRICT JUDGE